

Your Committee, to which this proposal was referred, has amended the proposal to read as follows and recommends its adoption as amended.

---

CITY COUNTY COUNCIL

PROPOSAL NO. 364, 2013

CITY OF INDIANAPOLIS-MARION COUNTY, INDIANA

---

INTRODUCED: 11/11/2013

REFERRED TO: Public Safety and Criminal Justice Committee

SPONSOR: Councillors Moriarty Adams and Hunter

DIGEST: amends the Code regarding fire safety requirements for battery-powered smoke detectors

---

SOURCE:

Initiated by: Councillors Moriarty Adams and Hunter

Drafted by: Scott Chinn, Faegre Baker Daniels, LLC

LEGAL REQUIREMENTS FOR ADOPTION:

Subject to approval or veto by Mayor

PROPOSED EFFECTIVE DATE:

Adoption and approvals

GENERAL COUNSEL APPROVAL: \_\_\_\_\_ Date: November 7, 2013

---

CITY-COUNTY GENERAL ORDINANCE NO. , 2013

A PROPOSAL FOR A GENERAL ORDINANCE amending Sec. 591-421 of the Revised Code of the Consolidated City and County regarding requirements for battery-powered smoke detectors.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 591-421 of the Revised Code of the Consolidated City and County, regarding smoke detector requirements for fire safety, is hereby amended by the addition of the underlined language, to read as follows:

**Sec. 591-421. Dwellings—Smoke detector requirements.**

(a) A smoke detector shall be defined for the purposes of this section as a device, which detects visible or invisible products of combustion.

(b) Each smoke detector shall detect abnormal quantities of smoke that can occur in a dwelling, shall properly operate in the normal environmental conditions of a household, and shall be in compliance with ANSI/UL 268-standard for safety smoke detectors for fire protective signaling systems, or ANSI/UL 217-standard for safety single and multiple station smoke detectors.

(c) All dwelling units within the county shall be equipped with a minimum of one (1) functional, properly located, labeled and listed smoke detector as described in N.F.P.A. Standard No. 72. Smoke detectors shall be installed outside of each separate sleeping area in the immediate vicinity of the bedrooms and on each additional story of the family living unit, including basements and excluding crawl spaces and unfinished attics. Family living units with one (1) or more split-levels where there is an intervening door between one (1) level and the adjacent lower level, a smoke detector shall be installed on the lower level. In new construction, a smoke detector also shall be installed in each sleeping room, where more than one (1) smoke detector is required; detectors shall be arranged so that operation of any smoke detector causes the alarm in all smoke detectors within the dwelling to sound.

(d) All equipment shall be installed in accordance with the manufacturer's installation requirements and recommendations. If the method of installation is not specified by the manufacturer, the smoke detector shall be installed on the ceiling at least four (4) inches from the wall or on a wall with the top of the detector not less than four (4) inches nor more than twelve (12) inches below the ceiling. Smoke detectors in rooms with ceiling slopes greater than one (1) foot in eight (8) feet horizontally shall be located at the high side of the room.

(e) Smoke detectors required by 676 IAC 13 or 675 IAC 14 shall have power supply as specified by the respective code. All other residential smoke detectors may be powered by an AC power source or a battery. If the detector is solely AC powered and the manufacturer does not supply installation specifications, it shall be directly attached to a junction box with power supplied either from a dedicated branch circuit or the unswitched portion of a branch circuit also used for power and lighting, such installation shall be in accordance with 675 IAC 17. If the smoke detector is solely powered by a battery, such battery shall be a non-removable, non-replaceable battery capable of powering the smoke detector for a minimum of 10 years. For any dwelling unit requiring a non-removable, non-replaceable battery capable of powering the smoke detector for a minimum of 10 years as provided in this subsection, it shall satisfy the requirements of this subsection that any non-compliant smoke detector installed in such dwelling unit prior to August 1, 2014, be replaced with a compliant smoke detector at the time such non-compliant smoke detector is replaced for any reason. Smoke detectors and fire alarm devices that are connected to a panel as part of a monitored fire alarm system, or other devices that use a low-power radio frequency wireless communication signal are exempt from the battery requirements of this section.

(f) Where smoke alarms exist in dwelling units, the warranty for the alarm shall be with the manufacturer.

(g) It shall be unlawful for any person to tamper with or remove any smoke detector, except when it is necessary for maintenance, or inspection purposes. Any smoke detector removed for repair, replacement or local remodeling shall be reinstalled or replaced so that it is in place and operable.

SECTION 2. This ordinance shall be in full force and effect ~~upon adoption~~ on and after July August 1, 2014, with respect to any applicable Class 2 Structure as defined by IC 22-12-1-5. This ordinance shall be in full force and effect with respect to any applicable Class 1 Structure as defined by IC 22-12-1-4 upon approval by the Fire Prevention and Building Safety Commission or as otherwise permitted by law.

The foregoing was passed by the City-County Council this \_\_\_\_ day of \_\_\_\_\_, 2013, at \_\_\_\_ p.m.

ATTEST:

\_\_\_\_\_  
Maggie A. Lewis  
President, City-County Council

\_\_\_\_\_  
NaTrina DeBow  
Clerk, City-County Council

Presented by me to the Mayor this \_\_\_\_ day of \_\_\_\_\_, 2013, at 10:00 a.m.

\_\_\_\_\_  
NaTrina DeBow  
Clerk, City-County Council

Approved and signed by me this \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Gregory A. Ballard, Mayor